

STEVEN G. KALAR
Federal Public Defender
ELLEN V. LEONIDA
Assistant Federal Public Defender
555 - 12th Street, Suite 650
Oakland, CA 94607-3627
Telephone: (510) 637-3500
Facsimile: (510) 637-3507
ellen_leonida@fd.org

Counsel for Defendant
ALEXIS ADAMS

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

ALEXIS ADAMS,

Defendant.

CR 12-538 YGR

STIPULATION TO CONTINUANCE
AND EXCLUSION OF TIME UNDER
THE SPEEDY TRIAL ACT, 18 U.S.C. §
3161 ET. SEQ.; ~~PROPOSED~~ ORDER

IT IS HEREBY STIPULATED, by and between the parties to this action, that the status hearing date of June 20, 2013, presently scheduled at 2:00 p.m. before the Honorable Yvonne Gonzalez Rogers, be vacated and the matter be re-set for July 25, 2013.

The requested continuance is necessary because the parties have reached an agreement to refer the defendant to pretrial diversion. The government has submitted an application letter, along with discovery, to Pretrial Services and Pretrial Services has interviewed Ms. Adams to evaluate her acceptance into the program. However, Pretrial Services cannot complete their evaluation and prepare a report regarding Ms. Adams' eligibility for the diversion program before July 11, 2013.

The parties agree and stipulate that the time until July 25, 2013 should be excluded, under 18 U.S.C. §3161(h)(7)(A) and 18 U.S.C. §3161(h)(2) because the ends of justice served by the

1 granting of the continuance outweigh the best interests of the public and the defendant in a speedy
 2 and public trial. Failure to grant the requested continuance would unreasonably deny counsel
 3 reasonable time necessary for effective preparation, taking into account the exercise of due diligence
 4 and the need for counsel to complete the application process for the pretrial diversion program. In
 5 addition, time is excluded while the defendant demonstrates her good conduct to the government
 6 pursuant to 18 U.S.C. § 3161(h)(2).

7
 8 Date: June 12, 2013

 /s/
 ELLEN V. LEONIDA
 Assistant Federal Public Defender
 Counsel for defendant ALEXIS ADAMS

9
 10
 11 Date: June 12, 2013

 /s/
 BRIAN LEWIS
 Assistant United States Attorney

14
 15 ORDER

16 The court finds that the ends of justice served by the granting of the continuance outweigh
 17 the best interests of the public and the defendant in a speedy and public trial. Based on these
 18 findings, IT IS HEREBY ORDERED THAT the above-captioned matter is continued to July 25,
 19 2013 at **9:30a.m. (specially set time)**, before the Honorable Yvonne Gonzalez Rogers, and that time
 20 is excluded until July 25, 2013 pursuant to 18 U.S.C. § 3161(h)(7) and 18 U.S.C. §3161(h)(2) .

21 IT IS SO ORDERED.

22 June 12, 2013
 23 Date


 HON. YVONNE GONZALEZ ROGERS
 UNITED STATES DISTRICT JUDGE